

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY W. MCWILLIAMS,

Petitioner,

v.

COMMONWEALTH OF PENNSYLVANIA,  
*et al.*,

Defendants.

CIVIL ACTION NO. 3:13-CV-2234

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW, this 1<sup>st</sup> day of June, 2015, upon review of the Report and  
Recommendation of Magistrate Judge Carlson (Doc. 14) for plain error or manifest injustice,  
**IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 14) is **ADOPTED**.
- (2) The Petition (Doc. 1) is **DISMISSED without prejudice**.
- (3) Because a reasonable jurist could debate whether Petitioner had effective assistance of counsel, a certificate of appealability **SHALL ISSUE**.
- (3) The Clerk of Court is instructed to mark this case as **CLOSED**.



A. Richard Caputo  
United States District Judge